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April 6, 2016

JAMES S. WHITLOCK
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Via Certified Mail/Return Receipt

Gina McCarthy, Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Heather McTeer Toney, Administrator
U.S. Environmental Protection Agency
Region 4
Sam Nunn Atlanta Federal Center
61 Forsyth Street, SW
Atlanta, GA 30303

Tennessee Dept. of Environment & Conservation
Division Of Air Pollution Control
Barry R. Stephens, Director
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 15th Floor
Nashville, TN 37243

Scepter Greeneville, Inc.
Garney B. Scott, III, Registered Agent
1485 Scepter Lane
Waverly, TN 37185-3289

**Re: Second Supplemental Notice of Intent to File Citizen Suit Pursuant to the
Federal Clean Air Act**

Ladies and Gentlemen:

This Second Supplemental Notice serves to notify Scepter Greeneville, Inc. ("Scepter"), owning and operating a secondary aluminum processing facility located at 1230 Pottertown Road, Midway, Tennessee 37809, that the following persons intend to file suit in sixty (60) days under 42 U.S.C. § 7604(a)(1) of the federal Clean Air Act ("CAA") in Federal District Court against Scepter for additional violations of emissions standards and limitations at its facility that have occurred and/or been discovered since: (1) the original Notice of Intent to File Citizen Suit Pursuant to the Federal Clean Air Act ("October Notice") was mailed on October 15, 2014; (2) an Addendum to the October Notice was mailed on January 8, 2015; and (3) a Supplemental Notice was mailed on November 24, 2015. Like the foregoing,¹ this Second Supplemental Notice is given on behalf of the following persons who are directly and substantially affected by the violations set out herein:

¹ Mary Rachel Hensley first gave Notice in the November 24, 2015, Supplemental Notice, wherein she expressly adopted the contents of the previous notices in their entirety.

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Sherry Arnold
170 Welcome Grove Road
Mosheim, TN 37818

John Bigmeat
518 Wagon Wheel Gap Road
Cherokee, NC 28719

Lois Gilbert
10 Midway Circle
Midway, TN 37809

Junior Belcher
Ivonne Belcher
Arien Belcher
110 Midway Circle
Midway, TN 37809

Mary Rachel Hensley
10 Midway Circle
Midway, TN 37809

Scepter is covered by Operating Permit No. 463610 ("Operating Permit"), issued on May 12, 2010, by the Tennessee Air Pollution Control Division under the Tennessee Air Quality Act and the CAA. Scepter is required to comply with the conditions of the permit, as well as applicable provisions of the Tennessee Air Pollution Control Regulations ("TAPCR"), applicable provisions of regulations promulgated by the United States Environmental Protection Agency, including, but not limited to technology-based standards established in the National Emission Standards for Hazardous Air Pollutants program ("NESHAP"), and applicable provisions of the CAA. All of the foregoing are "emissions standards and limitations," as those terms are used in 42 U.S.C. § 7604(a)(1).

VIOLATIONS

Scepter has violated the NESHAP for Secondary Aluminum Production contained in its Operating Permit, and TAPCR 1200-03-09-.02(6) as follows:

1. Scepter failed to maintain the 3-hour block average temperature of gases entering the baghouse at or below 215 degrees Fahrenheit for source 30-0176-01, Furnace #01, as required by the Operating Permit, Conditions 20 and 26, as revised by the OM&M (Operation, Maintenance and Monitoring) Plan dated May 2010, with revision 4 on September 16, 2013, and revision 5 on October 29, 2014. Scepter exceeded this revised temperature limitation on at least the following dates: July 30, 2015, August 2, 2015, August 28, 2015, September 5, 2015, September 19, 2015, and September 23, 2015.
2. Scepter failed to maintain the 3-hour block average temperature of gases entering the baghouse at or below 246 degrees Fahrenheit for source 30-0176-01, Furnace #02, as required by the Operating Permit, Conditions 26 and 60, as revised by the OM&M (Operation, Maintenance and Monitoring) Plan dated May 2010, with revision 4 on September 16, 2013, and revision 5 on October 29, 2014. Scepter exceeded this revised temperature limitation on at least the following dates: July 17, 2015 and August 18, 2015.
3. Scepter failed to maintain the 3-hour block average temperature of gases entering the baghouse at or below 221 degrees Fahrenheit for source 30-0176-01, Furnace #03, as required by the Operating Permit, Conditions 26 and 60, as revised by the OM&M (Operation, Maintenance and Monitoring) Plan dated May 2010, with revision 4 on September 16, 2013, and revision 5 on October 29, 2014. Scepter exceeded this revised temperature limitation on at least the following dates: July 12, 2015 (2 times), July 13,

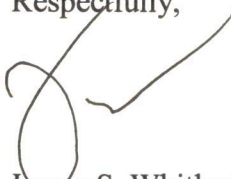
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2015 (2 times), July 15, 2015, July 16, 2015 (2 times), July 22, 2015, July 23, 2015, July 31, 2015, August 1, 2015 (3 times), August 2, 2015 (4 times), August 14, 2015, August 15, 2015, August 16, 2015, November 3, 2015, November 11, 2015 (2 times), November 19, 2015 (2t times), November 20, 2015, November 25, 2015.

Thank you for your prompt attention to these additional, ongoing, and serious violations of state and federal law and permitting requirements. Please be advised that the individuals providing notice herein, at the expiration of sixty (60) days from the date of this Notice, intend to file a citizen suit against Scepter under Section 304(a) of the CAA for the violations set forth above. In addition to the violations explicitly set forth herein, this Notice covers all CAA violations of the same type evidenced by information which becomes available after the date of this Notice. Pursuant to the CAA, we will seek civil penalties for the violations of up to \$37,500 per day, an injunction against continued violations, as well as attorney's fees and costs.

Any and all communication related to this matter should be directed to Gary A. Davis and James S. Whitlock at the address and telephone number listed at the top of this letter.

Respectfully,

A handwritten signature in black ink, appearing to be 'James S. Whitlock', written over a horizontal line.

James S. Whitlock

JSW/pf

cc: Office of Governor Bill Haslam
1st floor, State Capitol
Nashville TN 37243

Brian McClendon, Esq. (*via email*)